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In re Application of	:	
Pitot et al..	:	
Application No. 09/673,666	:	DECISION ON
PCT No.: PCT/FR00/00593	:	
Int. Filing Date: 10 March 2000	:	PETITION UNDER
Priority Date: 12 March 1999	:	
For: Process And Device For The	:	37 CFR 1.137(b)
Sequential Addressing Of The	:	
Inputs Of A Multiplexer Of A...	:	

This is in response to the petition under 37 CFR 1.137(b) filed on 10 June 2002.

BACKGROUND

This international application was filed on 10 March 2000, claiming priority of an earlier application filed on 12 March 1999. The International Bureau (IB) did not transmit a copy of the international application to the USPTO, since the international application was not published pursuant to PCT Article 64(3)(b). No Demand electing the United States appears to have been filed prior to the elapse of 19 months from the priority date. Accordingly, the 20 month time period for paying the basic national fee in the United States expired at midnight on 12 November 2001. Pursuant to 35 U.S.C. 371(d), this application became abandoned with respect to the United States for failure to file a copy of the international application.

On 07 November 2000, applicants filed *inter alia* the basic national fee. Applicants did *not* file a copy of the international application.

On 25 June 2001, applicants filed a "Request For Issuance Notice Of Acceptance," based on applicants' assertion that "all the requirements under 35 U.S.C. 371 were completed on November 7, 2000."

On 08 April 2002, a Notification of Missing Requirements (Form PCT/DO/EO/905) was mailed to applicants, requiring applicants to furnish a "Copy of International Application, which includes a copy of the Request form, submitted to the International Bureau."

Applicants filed the instant petition on 10 June 2002.

DISCUSSION

A grantable petition to revive an abandoned application under 37 CFR 1.137(b) must be accompanied by (1) the required reply, unless previously filed; (2) the petition fee as set forth in § 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional. The Commissioner may require additional information where there is a question whether the delay was unintentional; and (4) any terminal disclaimer (and fee as set forth in § 1.20 (d)) required pursuant to paragraph (c) of this section.

Regarding requirement (1), applicants have filed the required reply in the form of a copy of the international application (and Request) as filed with the International Bureau. As such, requirement (1) has been satisfied.

Regarding requirement (2), applicants have satisfied the requirement by payment of the petition fee on 10 June 2002.

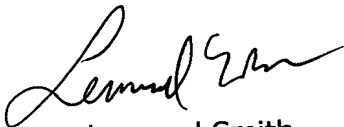
Regarding requirement (3), the petition includes a statement that "the entire delay in filing the copy of the International Application was unintentional." This statement is being construed as a statement that "the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional." Petitioner must notify the Patent and Trademark Office if such an interpretation of the statement in the petition is not correct. Thus, the statement in the petition is being accepted in satisfaction of 37 CFR 1.137(b)(3).

Regarding requirement (4), no terminal disclaimer is required because the international filing date of this application is later than 8 June 1995.

DECISION

The petition to revive the application abandoned under 35 U.S.C. 371(d) is **GRANTED** as to the national stage in the United States.

This application is being returned to the National Stage Processing Branch for further processing, including the preparation and mailing of a Notification of Acceptance (Form PCT/DO/EO/903). The date of this application under 35 U.S.C. 371 is **10 June 2002**.



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